

STATE OF MICHIGAN
COURT OF APPEALS

ARNOLD SODEN, DONALD TURNBULL,
MARION TURNBULL, SHARLEEN CARRELL,
GLADYS RICE, DONALD RICE, A. GAGNE,
BARBARA BINKLEY, LARRY BINKLEY,
FRED BRANT, JUDITH BRANT, FRED
BRANT, MARY BRANT, JOSEPH BRANT,
KENNETH ALLEN, ANN ALLEN, GERALD
TORSCH, JANET TORSCH, EMILY TAYLOR,
RICHARD HARTMAN, DAYNE-ANN HELD,
JAMES SCHNIERS, JUDI SCHNIERS, RALPH
LEVELY, DONNA LEVELY, RICHARD
DEMARIA, NANCY DEMARIA, MARLENE
HINCHLIFFE, TED HOINKA, ELIZABETH
SPALTENSPERGER, and GEORGE
SPALTENSPERGER,

Plaintiffs-Appellants,

v

LAKES OF THE NORTH ASSOCIATION,

Defendant-Appellee.

UNPUBLISHED
January 24, 2006

No. 263459
Antrim Circuit Court
LC No. 04-008070-CH

Before: Fitzgerald, P.J., and O’Connell and Kelly, JJ.

O’CONNELL, J. (*dissenting*).

I respectfully dissent and would affirm the trial court’s well-reasoned decision.

The trial court correctly found that the defendant complied with the 30-day notice provisions when defendant gave notice of successive meetings on the same day. I agree with the trial court.

The majority opinion reads into Article 5, Section 6, a “sequence” requirement. I find no such requirement in Section 6, and therefore would affirm the trial court’s decision in its entirety.

/s/ Peter D. O’Connell